



70W3627
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re the Application of:) Group Art Unit: 3627
Katz, et al.)
) Examiner: McClellan, James S.
)

Serial No.: 09/691392

Filed: 17 October 2000

Atty. File No.: PAT-009C

For: METHODS AND APPARATUS FOR INTELLIGENT SELECTION OF GOODS AND SERVICES
IN TELEPHONIC AND ELECTRONIC COMMERCE

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

The references cited on attached form PTO-1449 are being called to the attention of the Examiner.

Copies of the cited foreign patents and/or U.S. patents and/or non-patent references are enclosed herewith.

Copies of the cited U.S. patents and/or U.S. patent application publications are not enclosed in accordance with the waiver dated July 11, 2003, whereby patent applications filed after June 30, 2003 and international applications that have entered the national stage under 35 U.S.C. § 371 after June 30, 2003 need not submit copies of the U.S. patents and U.S. patent application publications.

Are not enclosed, in accordance with 37 C.F.R. 1.98(d), because the references were submitted to the U.S. Patent and Trademark Office in prior application Serial No. _____ filed _____, which is relied upon for an earlier filing date under 35 U.S.C. § 120.

To the best of the applicants' belief, the pertinence of the foreign-language references are believed to be summarized in the attached English abstracts and in the figures, although applicants do not necessarily vouch for the accuracy of the translation.

CERTIFICATE OF MAILING
(37 C.F.R. §1.8a)

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as First Class Mail in an envelope addressed to the Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

Date of Deposit

13 August 2004

Michele Zarinelli
Michele A. Zarinelli

Examiner's attention is directed to the following co-pending application(s) for which priority is not being claimed, copies have been or are being submitted:

Serial No. _____ filed _____ (Atty. Dckt. No. _____)
Serial No. _____ filed _____ (Atty. Dckt. No. _____)
Serial No. _____ filed _____ (Atty. Dckt. No. _____)
Serial No. _____ filed _____ (Atty. Dckt. No. _____)
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Serial No. _____ filed _____ (Atty. Dckt. No. _____)
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Serial No. _____ filed _____ (Atty. Dckt. No. _____)

Examiner's attention is directed to the following co-pending application(s), to which the current application claims priority, copies of at least the claims for such pending application are provided or have been provided:

Serial No. 09/505,691 filed 16 February 2000 (Atty. Dckt. No. PAT-009B)
Serial No. 09/038,399 filed 11 March 1998 (Atty. Dckt. No. PAT-009)
Serial No. _____ filed _____ (Atty. Dckt. No. _____)
Serial No. _____ filed _____ (Atty. Dckt. No. _____)
Serial No. _____ filed _____ (Atty. Dckt. No. _____)
Serial No. _____ filed _____ (Atty. Dckt. No. _____)
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It is respectfully requested that the cited information be expressly considered during the prosecution of this application and the references made of record therein.



FEES

<input checked="" type="checkbox"/>	<p>37 CFR 1.97(b): No fee is believed due in connection with this submission, because the Information Disclosure Statement submitted herewith satisfies one of the following conditions ("✓" indicates satisfaction):</p> <ul style="list-style-type: none"><input type="checkbox"/> Within three months of the filing date of a national application other than a continued prosecution application under 37 CFR 1.53(d), or<input type="checkbox"/> Within three months of the date of entry into the national state of an international application as set forth in 37 CFR 1.491, or<input type="checkbox"/> Before the mailing date of a first Office Action on the merits, or<input checked="" type="checkbox"/> Before the mailing of a first Office Action after the filing of a Request for Continued Examination (RCE) under 37 CFR 1.114. <p>Although no fee is believed due, if any fee is deemed due in connection with this submission, please charge such fee to Deposit Account 501880.</p>
<input type="checkbox"/>	<p>37 CFR 1.97(c): The Information Disclosure Statement transmitted herewith is being filed after all the above conditions (37 CFR 1.97(b)), but before the mailing date of one of the following conditions:</p> <ul style="list-style-type: none"><input type="checkbox"/> (1) a final action under 37 C.F.R. 1.113, or<input type="checkbox"/> (2) a notice of allowance under 37 C.F.R. 1.311, or<input type="checkbox"/> (3) an action that otherwise closes prosecution in the application. <p>This Information Disclosure Statement is accompanied by:</p> <ul style="list-style-type: none"><input type="checkbox"/> A Certification (below) as specified by 37 C.F.R. 1.97(e). Although no fee is believed due, if any fee is deemed due in connection with this submission, please charge such fee to Deposit Account 501880 <p style="text-align: center;">OR</p> <ul style="list-style-type: none"><input type="checkbox"/> Enclosed is PTO 2038 (Credit Card Payment Form) in the amount of \$180.00 for the fee set forth in 37 C.F.R. 1.17(p) for submission of an Information Disclosure Statement. Please credit any overpayment or charge any underpayment to Deposit Account 501880.
<input type="checkbox"/>	<p>37 C.F.R. 1.97(d): This Information Disclosure Statement is being submitted after the period specified in 37 C.F.R. 1.97(c).</p> <ul style="list-style-type: none"><input type="checkbox"/> This Information Disclosure Statement includes a Certification (below) as specified by 37 C.F.R. 1.97(e) <p style="text-align: center;">AND</p> <ul style="list-style-type: none"><input type="checkbox"/> Applicants hereby requests consideration of the reference(s) disclosed herein. Enclosed is the fee in the amount of \$180.00 under 37 C.F.R. 1.17(p). Please credit any overpayment or charge any underpayment to Deposit Account 501880. Election to pay the fee should not be taken as an indication that applicant(s) cannot execute a certification.

Certification (37 C.F.R. 1.97(e))
(Applicable only if checked)

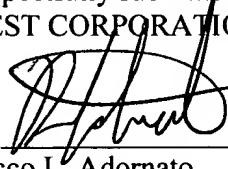
The undersigned certifies that:

Each item of information contained in this Information Disclosure Statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this statement. 37 C.F.R. 1.97(e)(1).
 A copy of the communication from the foreign patent office is enclosed.

OR

No item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the undersigned after making reasonable inquiry, no item of information contained in this Information Disclosure Statement was known to any individual designated in 37 C.F.R. 1.56(c) more than three months prior to the filing of this statement. 37 C.F.R. 1.97(e)(2).

Respectfully submitted,
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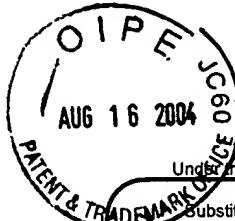
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Complete if Known

Application Number	09/691,392
Filing Date	17 October 2000
First Named Inventor	Katz, et al.
Art Unit	3627
Examiner Name	McClellan, James S.

Attorney Docket Number PAT-009C

U. S. PATENT DOCUMENTS

Examiner Initials*	Cite No. ¹	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code ² (if known)			
1	US- 6317718 B1		11-03-2001	Fano, Andrew E.	
2	US- 6298331 B1		10-02-2001	Walker, Jay S., et al.	
3	US- 6330548 B1		12-11-2001	Walker, Jay S., et al.	
4	US- 6321221 B1		11-20-2001	Bieganski, Paul	
5	US- 6317723 B1		11-13-2001	Walker, Jay S., et al.	
6	US- 6397193 B1		05-28-2002	Walker, Jay S., et al.	
7	US- 6369840 B1		04-09-2002	Barnett, Theodore H., et al.	
8	US- 6434231 B2		08-13-2002	Neyman, Igor, et al.	
9	US- 6405174 B1		06-11-2002	Walker, Jay S., et al.	
10	US- 6336104 B1		01-01-2002	Walker, Jay S., et al.	
11	US- 6334113 B1		12-25-2001	Walker, Jay S., et al.	
12	US- 6334112 B1		12-25-2001	Walker, Jay S., et al.	
13	US- 5790935		08-04-1998	Payton, David W.	
14	US- 5749081		05-05-1998	Whiteis, David E.	
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Examiner Initials*	Cite No. ¹	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T ⁶
		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
75	WO 99/66438		12-23-1999	Walker, Jay S., et al.		
76	2,222,229		11-25-1997	Gregory, James McKenna		
77	WO 98/33135		07-30-1998	Chislenko, Alexander, et al.		
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79	WO 99/11007		03-04-1999	Walker, Jay S., et al.		
80	WO 99/19809		04-22-1999	Walker, Jay S., et al.		

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Sheet

2

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9

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Application Number	09/691,392
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		Number-Kind Code ² (if known)			
20	US- 2002/0091632 A1		07-11-2002	Turock, David L., et al.	
21	US- 5231571		07-27-1993	D'Agostino, Richard J.	
22	US- 4992940		02-12-1991	Dworkin, Ross E.	
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25	US- 2002/0077960 A1		06-20-2002	Kiely, Neil J., et al.	
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27	US- 5742929		04-21-1998	Kallman, Robert, et al.	
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34	US- 5745681		04-28-1998	Levine, Fredrick E., et al.	
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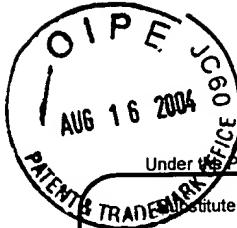
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		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
81	EP 0751471 A1		01-02-1997	Lashkari, Yezdezard Z., et al.		
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85	GB 2336925 A		02-05-1999	Ogasawara, Nobuo		
86	WO 00/00916		01-06-2000	Solomon, Robert S.		

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3 of 9

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39	US- 6185558 B1		02-06-2001	Bowman, Dwayne, et al.	
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54	US- 5855008		12-29-1998	Goldhaber, A. Nathaniel, et al.	
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		Country Code ³ -Number ⁴ -Kind Code ⁵ (if known)				
87	WO 98/40832		09-17-1998	Chislenko, Alexander, et al.		
88	EP 0827063 B1		11-13-2002	Jorna, Gerardus C., et al.		
89	WO 00/21005		04-13-2000	Walker, Jay S., et al.		
90	WO 00/33222		06-08-2000	Williams, Humphrey N.S., et al.		
91	WO 01/93119 A1		12-06-2001	Urpani, David		
92	WO 01/37193 A1		05-25-2001	Sarwar, Badrul, M., et al.		

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		Number-Kind Code ² (<i>if known</i>)			
58	US- 5794209		08-11-1998	Agrawal, Rakesh, et al.	
59	US- 2002/0188511 A1		12-12-2002	Johnson, Christopher, et al.	
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65	US- 5740035		04-14-1998	Cohen, Gerald B., et al.	
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68	US- 6332126 B1		12-18-2001	Peirce, Roger L, et al.	
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74	US- 6236978 B1		05-22-2001	Tuzhilin, Alexander S.	
94	US- 5999914		12-07-1999	Blinn, Arnold, et al.	
	US-				

FOREIGN PATENT DOCUMENTS

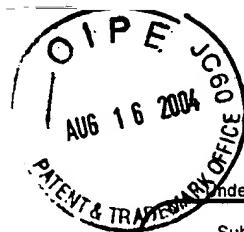
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		Country Code ³ -Number ⁴ -Kind Code ⁵ (<i>if known</i>)				
93	WO 02/25909 A2		03-28-2002	Haughwout, James Paul		
95	WO 97/20279		06-05-1997	Nash, Paul, et al.		
96	WO 02/19203 A2		03-07-2002	Gregov, Andrej, et al.		
97	WO 00/38122		06-29-2000	Walker, Jay S., et al.		
98	WO 00/34910		06-15-2000	Simoudis, Evangelos, et al.		
99	WO 01/24032 A2		04-05-2001	Rauser, John, et al.		

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Application Number	09/691,392
Filing Date	17 October 2000
First Named Inventor	Katz, et al.
Art Unit	3627
Examiner Name	McClellan, James S.
Attorney Docket Number	PAT-009C

Attorney Docket Number **PAT-0090**

U. S. PATENT DOCUMENTS

FOREIGN PATENT DOCUMENTS

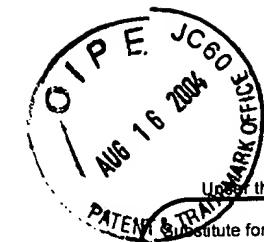
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		Country Code ³ ~Number ⁴ ~Kind Code ⁵ (if known)				
	100	WO 00/51050	08-31-2000	Bongiovanni, Michele, et al.		
	101	WO 00/10069	02-24-2000	Walker, Jay S., et al.		
	102	WO 98/43149	01-01-1998	Walker, Jay S., et al.		
	103	WO 01/37183 A1	05-25-2001	Borg, Alan S., et al.		

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6

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Examiner Name	McClellan, James S.

Attorney Docket Number

PAT-009C

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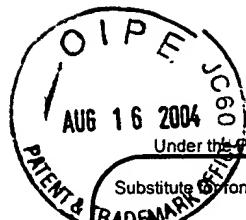
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7

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First Named Inventor	Katz, et al.
Art Unit	3627
Examiner Name	McClellan, James S.

Attorney Docket Number

PAT-009C

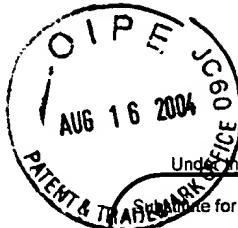
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Examiner Name	McClellan, James S.

Attorney Docket Number PAT-009C

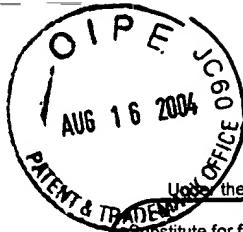
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				Examiner Name	McClellan, James S.
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	134	FALOUTSOS, CHRISTOS, A Survey Of Information Retrieval And Filtering Methods, University of Maryland, Abstract, pgs. 1-22.	
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